



SIDNEY L. STRICKLAND, JR.  
Associate General Counsel

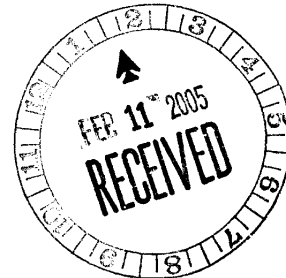
213218  
BNSF Railway Company  
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February 11, 2005

BY HAND DELIVERY

Honorable Vernon A. Williams  
Secretary  
Surface Transportation Board  
1925 K Street, NW  
Washington, DC 20423-0001



Re: STB Docket No. NOR-42089  
Albany & Eastern Railroad Company v.  
The Burlington Northern and Santa Fe Railway  
Company

Dear Secretary Williams:

Enclosed for filing in the above-captioned proceeding are an original and ten copies of BNSF's "Third Unopposed Motion for Extension of Time to File Answer." Please date stamp the enclosed extra copy and return it in the enclosed self-stamped envelope.

Sincerely yours,

Sidney L. Strickland, Jr.

Enclosure

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FEB 11 2005

Part of  
Public Record

213238

BEFORE THE  
SURFACE TRANSPORTATION BOARD

ALBANY & EASTERN RAILROAD  
COMPANY,

Complainant

v.

THE BURLINGTON NORTHERN AND  
SANTA FE RAILWAY COMPANY,

Defendant

Docket No. NOR-42089

THIRD UNOPPOSED MOTION FOR  
EXTENSION OF TIME TO FILE ANSWER

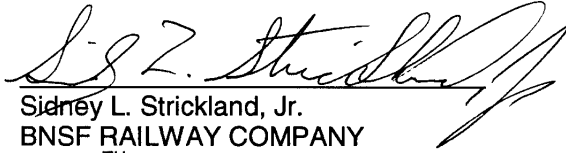
On November 12, 2004, the Albany & Eastern Railroad Company ("AERC") filed a Complaint in the above-captioned proceeding seeking to commence arbitration of a dispute with The Burlington Northern and Santa Fe Railway Company (Now named BNSF Railway Company)("BNSF"). By decision served January 13, 2005, the Board granted BNSF's second request for an extension of time, to February 11, 2005, to file an answer to AERC's Complaint. BNSF needs more time to finalize its position. Accordingly, BNSF requests a further 30-day extension of time, to March 13, 2005, to file an answer.

Counsel for AERC has authorized counsel for BNSF to represent that AERC does not oppose BNSF's request.

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Public Record

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Respectfully submitted,

A handwritten signature in cursive script, appearing to read "S. L. Strickland, Jr.", written in black ink.

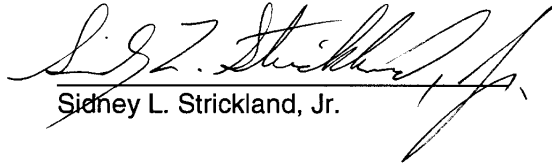
Sidney L. Strickland, Jr.  
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(202) 347-8667  
Attorney for BNSF Railway Company

Dated: February 11, 2005

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing "Third Unopposed Motion for Extension of Time to File Answer" was served by overnight courier this 11<sup>th</sup> day of February 2005 on the following:

Thomas F. McFarland  
Office of Thomas F. McFarland, P.C.  
208 South LaSalle Street – Suite 1890  
Chicago, IL 60604-1112  
(312) 236-0204

  
Sidney L. Strickland, Jr.